United Nations S/2004/383

Security Council

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Draft resolution

The Security Council,

Reaffirming its previous resolutions on the situation in Timor-Leste, in particular resolutions 1410 (2002) of 17 May 2002, 1473 (2003) of 4 April 2003 and 1480 (2003) of 19 May 2003,

Commending the progress achieved by the people and Government of Timor-Leste, with the assistance of the international community, towards developing, in so short a time, the nation's infrastructure, public administration, law enforcement and defence capacities,

Commending also the work of the United Nations Mission of Support in Timor-Leste (UNMISET), under the leadership of the Secretary-General's Special Representative, and *welcoming* the progress made towards the accomplishment of key tasks inscribed in its mandate, in accordance with Security Council resolutions 1410 (2002), 1473 (2003) and 1480 (2003),

Expressing its appreciation to those Member States providing troops, civilian police personnel and support elements to UNMISET,

Having considered the statement of 20 February 2004 by the Foreign Minister of Timor-Leste to the Security Council, requesting a one-year extension of UNMISET,

Taking note of the special report of the Secretary-General on UNMISET of 13 February 2004 (S/2004/117) as well as his report of 29 April 2004 (S/2004/333),

Welcoming the Secretary-General's recommendation to extend UNMISET for a further, one-year consolidation phase, to allow key tasks to be performed and to sustain, strengthen and build upon the gains made to date, thereby permitting Timor-Leste to attain self-sufficiency,

Noting also that the emerging institutions in Timor-Leste are still in the process of consolidation and that further assistance is required to ensure sustained development and strengthening of key sectors, mainly justice, the public administration, including the National Police, and the maintenance of security and stability in Timor-Leste,

Encouraging the Government of Timor-Leste to adopt, as soon as possible, legislation and other appropriate measures referred to in paragraph 69 of the

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Secretary-General's report of 29 April 2004, and further outlined as Timor-Leste action required in annexes 1, 2 and 3 of the same report,

Welcoming the excellent communication and goodwill that have characterized relations between Timor-Leste and Indonesia and *encouraging* continued cooperation between both Governments and cooperation with UNMISET towards further progress in resolving pending bilateral issues, including those relating to the demarcation and management of the border and to the provision of justice for those responsible for serious crimes committed in 1999,

Remaining fully committed to the promotion of security and long-lasting stability in Timor-Leste,

1. *Decides* to extend the mandate of UNMISET for a period of 6 months, with a view to subsequently extending the mandate for a further and final period of 6 months, until 20 May 2005;

2. *Decides* also to reduce the size of UNMISET and revise its tasks, in accordance with the recommendations of the Secretary-General in Section III of his report of 29 April 2004;

3. *Decides* accordingly that the mandate of UNMISET shall consist of the following elements, as outlined in the report of the Secretary-General of 29 April 2004:

(i) support for the public administration and justice system of Timor-Leste and for justice in the area of serious crimes;

(ii) support to the development of law enforcement in Timor-Leste;

(iii) support for the security and stability of Timor-Leste;

4. *Decides* that UNMISET will include up to 58 civilian advisers, 157 civilian police advisers, 42 military liaison officers, 310 formed troops and a 125-person International Response Unit;

5. *Decides* that internationally accepted human rights principles shall continue to form an integral part of training and capacity-building carried out by UNMISET under paragraph 3 above;

6. *Requests* the Secretary-General to keep the Security Council closely and regularly informed of developments on the ground and of the implementation of the present resolution, in particular with regard to progress towards achievement of key tasks of UNMISET's mandate, and in that regard, *requests* the Secretary-General to submit a report within three months of the date of adoption of the present resolution and every three months thereafter, with recommendations for any modifications such progress might allow to size, composition and tasks of UNMISET, with a view to completing its mandate by 20 May 2005;

7. *Requests* the Secretary-General to include in his reporting requested under OP6 above, recommendations on tasks and configuration of police and military components for Security Council review in November 2004;

8. *Reaffirms* the need to fight against impunity and the importance for the international community to lend its support in this regard and *emphasizes* that the Serious Crime Unit should complete all investigations by November 2004, and

should conclude trials and other activities as soon as possible and no later than 20 May 2005;

9. *Underlines* that further United Nations assistance to Timor-Leste should be coordinated with the efforts of bilateral and multilateral donors, regional mechanisms, non-governmental organizations, private sector entities and other actors from within the international community;

10. *Urges* the donor community as well as the United Nations agencies, funds and programmes and multilateral financial institutions to continue providing essential resources and assistance for the implementation of projects towards sustainable and long-term development in Timor-Leste;

11. *Decides* to remain actively seized of the matter.